

**THE ATTACHED  
AMENDMENTS  
ARE TO BILLS  
THAT WILL  
BE  
HEARD ON  
HOUSE REGULAR  
CALENDAR  
TODAY  
THURSDAY  
MARCH 14, 2019**

Amendment No. 1 to HB0422

Terry  
Signature of Sponsor

**AMEND Senate Bill No. 743**

**House Bill No. 422\***

by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Title 63, Chapter 7, Part 1, is amended by adding the following as a new section:

Notwithstanding any provision of any title to the contrary, a person shall not use the title "nurse" or any other title, abbreviation, or designation in connection with the person's name, occupation, or profession to indicate or imply that the person is a practicing nurse unless the person is actively licensed or certified by the board of nursing.

SECTION 2. Tennessee Code Annotated, Section 63-7-122, is amended by deleting subsection (a) and substituting instead the following:

(a) The board of nursing, in addition to the powers and duties expressly granted by this chapter in the matter of suspension or revocation of a license, is authorized and empowered to petition any circuit or chancery court having jurisdiction to enjoin:

(1) Any person from practicing or from attempting to practice as a professional or registered nurse, as described in § 63-7-103, or as a licensed practical nurse, as described in § 63-7-108, without possessing a valid license;

(2) Any licensee from practicing who has been found guilty of the acts enumerated in § 63-7-115; or

(3) Any person from using the title "nurse" or from using any other title, abbreviation, or designation in connection with the person's name, occupation, or profession that indicates or implies that the person is a practicing nurse, but who does not possess a valid license or certificate from the board of nursing.

Amendment No. 1 to HB0422

Terry  
Signature of Sponsor

AMEND Senate Bill No. 743

House Bill No. 422\*

SECTION 3. This act shall take effect upon becoming a law, the public welfare requiring  
it.

Amendment No. 1 to HB0249

Terry  
Signature of Sponsor

**AMEND Senate Bill No. 199\***

**House Bill No. 249**

by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Title 71, Chapter 6, Part 1, is amended by adding the following as a new section:

- (a) There is created the elder abuse task force.
- (b) The task force is to consist of the following members:
  - (1) The executive director of the Tennessee commission on aging and disability or the executive director's designee;
  - (2) The commissioner of human services, or the commissioner's designee with knowledge of the responsibilities of the adult protective service program;
  - (3) The commissioner of health or the commissioner's designee;
  - (4) The commissioner of financial institutions or the commissioner's designee;
  - (5) The commissioner of commerce and insurance or the commissioner's designee;
  - (6) A district attorney general selected by the district attorneys general conference;
  - (7) The director of the Tennessee bureau of investigation or the director's designee;
  - (8) A representative of the Tennessee Bankers Association;

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Terry  
Signature of Sponsor

AMEND Senate Bill No. 199\*

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(9) A representative of the Tennessee Credit Union League; and

(10) A representative of the Tennessee Health Care Association.

(c)

(1) The task force shall:

(A) Assess the current status of elders and other vulnerable adults covered by the Tennessee Adult Protection Act related to financial exploitation, compiled in this part;

(B) Examine the existing barriers, services, and resources addressing the needs of these elder persons and vulnerable adults; and

(C) Develop recommendations to address problems associated with the financial exploitation of these elder persons and vulnerable adults.

(2) The task force shall include an examination of the following in its assessment and recommendations:

(A) A determination of the economic and human impact of financial exploitation of elder persons and vulnerable adults in Tennessee;

(B) A review of the remedies to reduce the number of individuals suffering such abuse;

(C) Legislative remedies for consideration in the 112<sup>th</sup> general assembly; and

(D) Needed state policies or responses, including directions for the provision of clear and coordinated services and support to protect and assist such persons.

(d) Members of the task force serve without compensation or reimbursement for any expenses incurred while participating in the business of the task force.

(e) The appointing authorities shall strive to be inclusive in selecting persons to serve on the task force to best reflect the racial, gender, geographic, urban and rural, and economic diversity of the state.

(f) The executive director of the Tennessee commission on aging and disability shall call the first meeting of the task force, at which time the members shall elect a chair and vice chair.

(g) The commission on aging and disability shall provide necessary administrative support for the task force. The chair of the task force may call on appropriate state agencies for reasonable assistance relating to the work of the task force.

(h) The task force shall hold public meetings and utilize technological means, such as webcasts, to gather feedback on the recommendations from the general public and from persons and families affected by poverty.

(i) The task force shall submit its findings and recommendations to the governor and the general assembly in the form of a state plan to combat the abuse of elder persons and other vulnerable adults no later than January 15, 2021, at which time the task force terminates and stands dissolved and discharged from any further duties.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring

it.

Amendment No. 1 to HB0012

Hill T  
Signature of Sponsor

**AMEND Senate Bill No. 433**

**House Bill No. 12\***

by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Title 5, Chapter 1, Part 1, is amended by adding the following as a new section:

(a) As used in this section, "business" means any enterprise carried on for the purpose of gain or economic profit.

(b) Notwithstanding any law to the contrary, a county shall not require a license, permit, or any other form of regulation for a business that:

(1) Is operated solely by a person or persons under eighteen (18) years of age;

(2) Is located on private property with the permission of the property owner; and

(3) Generates gross receipts of contributions of three thousand dollars (\$3,000) or less in a calendar year.

SECTION 2. Tennessee Code Annotated, Title 6, Chapter 54, Part 1, is amended by adding the following as a new section:

(a) As used in this section, "business" means any enterprise carried on for the purpose of gain or economic profit.

(b) Notwithstanding any law to the contrary, a municipality shall not require a license, permit, or any other form of regulation for a business that:

(1) Is operated solely by a person or persons under eighteen (18) years of age;

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Hill T  
Signature of Sponsor

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(2) Is located on private property with the permission of the property owner; and

(3) Generates gross receipts of contributions of three thousand dollars (\$3,000) or less in a calendar year.

SECTION 3. This act shall take effect July 1, 2019, the public welfare requiring it.



Amendment No. 1 to HB1318

Keisling  
Signature of Sponsor

**AMEND Senate Bill No. 1337**

**House Bill No. 1318\***

by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Title 38, Chapter 3, is amended by adding the following as a new section:

**38-3-118.**

(a) Except as provided in subsection (b), a chief law enforcement officer of a state or local law enforcement agency may develop and implement policies and guidelines regarding the use of marked law enforcement vehicles by off-duty law enforcement officers for travel to and from vulnerable locations in order to project an enhanced security presence while at such locations.

(b) A chief law enforcement officer shall not develop or implement policies or guidelines in accordance with subsection (a) without the express approval of:

(1) With respect to a local law enforcement agency, the executive head or legislative body of the local government, as applicable, vested with the authority to direct such chief law enforcement officer; and

(2) With respect to a state law enforcement agency, the executive head of the state department or agency within which the state law enforcement agency is created.

(c) For purposes of this section, "vulnerable locations" includes places of worship, schools, and parks.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.

Amendment No. 1 to HB0932

Curcio  
Signature of Sponsor

**AMEND Senate Bill No. 788**

**House Bill No. 932\***

by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 36-5-406, is amended by deleting the section in its entirety and substituting instead the following:

The department of human services, in consultation with the Tennessee judicial conference, has the authority by regulation to promulgate forms, which must be available for use pursuant to this part. Such forms must be promulgated pursuant to the rulemaking provisions of the Uniform Administrative Procedures Act, compiled in title 4, chapter 5.

SECTION 2. Tennessee Code Annotated, Section 36-5-501(j)(2)(A), is amended by deleting the subdivision in its entirety and substituting instead the following:

(A) If the employer, person, corporation, or institution receives more than one (1) order of income assignment against an individual, the employer, person, corporation, or institution must:

(i) Comply by giving first priority to all orders for amounts due for current support credited in the following order: child support, medical support, and spousal support;

(ii) Comply by giving second priority to all orders for amounts due for arrearages credited in the following order: child support, medical support, and spousal support; and

(iii) Honor all withholdings to the extent the total amount withheld from wages does not exceed fifty percent (50%) of the employee's wages after FICA,

Amendment No. 1 to HB0932

Curcio  
Signature of Sponsor

**AMEND Senate Bill No. 788**

**House Bill No. 932\***

withholding taxes, and a health insurance premium that covers the child are deducted.

SECTION 3. This act shall take effect upon becoming a law, the public welfare requiring it.

Amendment No. 1 to HB0951

Terry  
Signature of Sponsor

**AMEND Senate Bill No. 807**

**House Bill No. 951\***

by deleting the amendatory language of Section 4 and substituting instead the following:

(10) A person providing direct care services to no more than three (3) people receiving services through consumer direction in a medicaid home- and community-based services program. This subdivision (b)(10) does not apply to an individual who holds out to the public as being in the business of providing personal support services for compensation.

Amendment No. 1 to HB0658

Curcio  
Signature of Sponsor

**AMEND Senate Bill No. 1407**

**House Bill No. 658\***

by deleting the effective date section and substituting instead the following:

SECTION 2. A community oversight board in existence as of the effective date of this act has until one (1) year from the effective date of this act to comply with the membership requirements in Section 1(c) and (d).

SECTION 3. This act shall take effect upon becoming a law, the public welfare requiring it.

**Amendment No. 2 to HB0658**

**Stewart  
Signature of Sponsor**

**AMEND Senate Bill No. 1407**

**House Bill No. 658\***

by inserting the following new subsection in SECTION 1:

( ) This section shall not apply to any county having a metropolitan form of government which has a population in excess of five hundred thousand (500,000), according to the 2010 federal census or any subsequent federal census.

Amendment No. 1 to HB0843

Terry  
Signature of Sponsor

**AMEND Senate Bill No. 810**

**House Bill No. 843\***

by deleting from subdivision (f)(1) in SECTION 8 the language "By January 1, 2020, all pharmacy dispensing software vendors" and substituting instead the language "By January 1, 2021, or by any other date as may be required by federal law, whichever occurs first, all pharmacy dispensing software vendors".

**AND FURTHER AMEND** by deleting SECTION 16 and redesignating any subsequent sections accordingly.

Amendment No. 1 to HB0217

Keisling  
Signature of Sponsor

**AMEND Senate Bill No. 313**

**House Bill No. 217\***

by deleting Section 2 and substituting instead the following language:

SECTION 2. Tennessee Code Annotated, Section 10-7-504, is amended by adding the following subsection (x):

(x)

(1) The following information regarding donors to the state museum is confidential and not open for inspection by members of the public, upon the donor's advance request; provided, however, that the museum may disclose such information as authorized or required by law:

(A) Residential information, including the street address, city, state, and zip code;

(B) Home telephone and personal cell phone numbers;

(C) Social security number;

(D) Electronic mail address; and

(E) Taxpayer identification number.

(2) This subsection (x) is repealed effective July 1, 2026.



Amendment No. 1 to HB0584

Crawford  
Signature of Sponsor

**AMEND Senate Bill No. 497\***

**House Bill No. 584**

by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 7-88-106(a)(2), is amended by deleting the subdivision and substituting instead the following:

(2)

(A) After the apportionment and distribution of state sales and use taxes pursuant to subdivision (a)(1) has ceased with respect to one (1) qualified public use facility that consisted of a hotel with at least five hundred (500) rooms and related retail, parking, and commercial uses, that was approved by the state building commission, on recommendation of the comptroller prior to December 31, 2018, and that was placed in service no later than December 31, 2024, the apportionment and distribution of the incremental increase in the local sales and use tax revenue with respect to such qualified public use facility must continue until the earlier of:

(i) Thirty (30) years from the date it is reasonably anticipated that the facility will commence operations as a public use facility; or

(ii) The date the cumulative amount apportioned and distributed to the municipality under this subdivision (a)(2) with respect to such facility equals the indebtedness of the municipality or public authority, plus interest thereon, related to the cost of the public use facility payable from such amount.

(B) This subdivision (a)(2) does not affect the apportionment and distribution pursuant to subdivision (a)(1) of any state sales and use taxes

Amendment No. 1 to HB0584

Crawford  
Signature of Sponsor

AMEND Senate Bill No. 497\*

House Bill No. 584

generated by such qualified public use facility hotel and related retail parking and commercial uses as described in subdivision (a)(2)(A).

(C) This subdivision (a)(2) does not affect the apportionment and distribution pursuant to subdivision (a)(1) of any local sales and use taxes generated by such qualified public use facility hotel and related retail parking and commercial uses as described in subdivision (a)(2)(A).

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.

Amendment No. 1 to HB0688

White M  
Signature of Sponsor

**AMEND Senate Bill No. 335\***

**House Bill No. 688**

by deleting subdivision (6)(B) in SECTION 1 and substituting instead the following:

(B) Is accredited by an accrediting agency recognized by the United States department of education and its primary campus has been accredited by a recognized accreditor for at least twenty (20) consecutive years;

Amendment No. 1 to HB0544

Keisling  
Signature of Sponsor

**AMEND Senate Bill No. 1293**

**House Bill No. 544\***

by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Title 3, Chapter 7, is amended by adding the following as a new section:

(a) The fiscal review committee, or a subcommittee thereof appointed by the committee chair, shall consider and determine appeals of fiscal notes.

(b) The fiscal review committee shall develop and adopt a formal, written procedure for appeals of fiscal notes that includes:

(1) The requirements for filing an appeal and the time for consideration of the appeal;

(2) The burden of proof between the office of fiscal review and the legislative member;

(3) The right to offer written and oral arguments in connection with the appeal;

(4) The number of fiscal notes that may be appealed by a member in any session; provided, that the number of fiscal notes that may be appealed by a member must be no less than one (1) per year; and

(5) The time for issuing an order on the appeal.

(c) The fiscal review committee shall design the procedure for appeal to ensure the accuracy and fairness of, and confidence in, the appeal process.

(d) As used in this section, "fiscal note" means the statements relative to bills and amendments produced by the fiscal review committee pursuant to § 3-2-107.

Amendment No. 1 to HB0544

Keisling  
Signature of Sponsor

**AMEND Senate Bill No. 1293**

**House Bill No. 544\***

SECTION 2. For purposes of developing and adopting the procedure for appeals, this act shall take effect upon becoming a law, the public welfare requiring it. For all other purposes, this act shall take effect July 1, 2019, the public welfare requiring it.

**House Commerce Committee 1**

**Amendment No. 1 to HB0563**

**Hill T**  
**Signature of Sponsor**

**AMEND Senate Bill No. 364\***

**House Bill No. 563**

by adding the following new subsection to Section 1:

(c) This section does not limit the authority of the department of economic and community development to award grants pursuant to § 4-3-717.